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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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| 09/880,608      | 06/13/2001  | Osamu Takagi         | 380-313             | 5979             |

1131 7590 08/28/2006

MICHAEL BEST & FRIEDRICH LLP  
Two Prudential Plaza  
180 North Stetson Avenue, Suite 2000  
CHICAGO, IL 60601

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| EXAMINER |
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DUVERNE, JEAN F

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| ART UNIT | PAPER NUMBER |
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2839

DATE MAILED: 08/28/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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*In re* Patent No. TAKAGI ET AL.

Issue Date: February 25, 2003

Appl. No.: 09/880,608

Filed: June 13, 2001

For: Connector Excellent in Reliability of Contact

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: **DECISION DISMISSING**  
: **PETITION**  
: *37 CFR 1.324*  
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This is a decision on the petition filed June 30, 2003 to correct inventorship under 37 CFR 1.324.

The petition is DISMISSED.

Assignees have filed a petition requesting change of Inventorship and change of Assignment of this Patent (US 6,524,140)

MPEP 1481.01[R-3] states:

Any request for the issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee must:

- (A) state that the assignment was submitted for recordation as set forth in 37 CFR 3.11 before issuance of the patent;
- (B) include a request for a certificate of correction under 37 CFR 1.323 along with the fee set forth in 37 CFR 1.20(a); and
- (C) include the processing fee set forth in 37 CFR 1.17(i). See 37 CFR 3.81(b).

It is unclear in this application's record if Matsushita Electric Industrial Co., Ltd. (MEI) has complied with requirement A stated above. Because of lack of evidence, no change of Assignment will be entered at this time.

Further no record of assignment of this application in part or in whole to MEI has been made a part of this record. At this time it appears that Japan Aviation Electronics Industry, Ltd. (JAE) is the sole assignee of this application.

37 CFR 1.324 states :

- (a) \*\*> Whenever through error a person is named in an issued patent as the inventor, or through error an inventor is not named in an issued patent and such error arose without any deceptive intention on his or her part, the Director, pursuant to 35 U.S.C. 256, may,

Art Unit: 2836

on application of all the parties and assignees, or on order of a court before which such matter is called in question, issue a certificate naming only the actual inventor or inventors. A petition to correct inventorship of a patent involved in an interference must comply with the requirements of this section and must be accompanied by a motion under § 41.121(a)(2) or § 41.121(a)(3) of this title.<

(b) \*\*> Any request to correct inventorship of a patent pursuant to paragraph (a) of this section must be accompanied by:<

- (1) Where one or more persons are being added, a statement from each person who is being added as an inventor that the inventorship error occurred without any deceptive intention on his or her part;
- (2) A statement from the current named inventors who have not submitted a statement under paragraph (b)(1) of this section either agreeing to the change of inventorship or stating that they have no disagreement in regard to the requested change;
- (3) A statement from all assignees of the parties submitting a statement under paragraphs (b)(1) and (b)(2) of this section agreeing to the change of inventorship in the patent, which statement must comply with the requirements of § 3.73(b) of this chapter; and
- (4) The fee set forth in § 1.20(b).

It is unclear that the newly named inventors have assigned their interests in this application to either MEI or JAE. Because there is no record of their assignment of interest in this application, it is not clear that **ALL** assignees of the parties submitted the necessary statements are required by 1.324(b)(3).

In view of the above the petition is DISMISSED.

Tulsidas C Patel  
Tulsidas Patel  
Supervisory Patent Examiner  
Art Unit 2839  
Patent Examining Group 2800

MICHAEL BEST & FRIEDRICH LLP  
Two Prudential Plaza  
180 North Stetson Avenue, Suite 2000  
CHICAGO, IL 60601